

JUL 11 2006

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Facsimile Transmittal

*Confidential and Privileged
Attorney-Client Communication*

To: Mail Stop: MISSING PARTS
Office of Initial Patent Examination Division
U.S. Patent & Trademark Office

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From: Paul Davis
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No. of Pages: 6 (including cover)
Date: July 11, 2006

40450-0005

Re: U.S. Patent Application No.: 10/551,856
Filing Date: September 30, 2005
Title: *Apparatus and Methods For Valve Repair*
Inventor: Fidel Realyvasquez
Our Reference: 40450-0005

Dear Sir:

Attached are the following documents:

1. Response to Notification of Missing Requirements for Nonprovisional Application
2. Executed Declaration for Utility
3. Copy of Notification of Missing Requirements Under 35 U.S.C. 371 In the United States Designated/Elected Office (DO/EO/US)
4. Authorization to charge Deposit Account No. 08-1641 (40450-0005)

HELLER EHRMAN LLP
Paul Davis

SV 2219657 v1

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07/11/2006 15:31 FAX 650 324 0638

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JUL 11 2006

002

Practitioner's Docket No.: 40450-0005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Fidel Realyvasquez
Serial No.: 10/551,856
Filed: September 30, 2005
For: *Apparatus and Methods For Valve Repair*

Group No.: To Be Assigned
Examiner: To Be Assigned

Mail Stop: Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMPLETION OF FILING REQUIREMENTS—NONPROVISIONAL APPLICATION

- I. This replies to the Notification of Missing Requirements Under 35 U.S.C. 371 In the United States Designated/Elected Office (DO/EO/US) for Application 10/551,856 mailed September 30, 2005. A copy of the Notification is enclosed.

DECLARATION OR OATH

- II. No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

COMPLETION FEES

1. Utility Application Search Fee (37 C.F.R. 1.16(k))	\$100.00
2. Utility Application Exam Fee (37 C.F.R. 1.16(o))	\$200.00
3. Surcharge Fee: Late payment of filing fee (37 C.F.R. 1.16(e))	<u>\$130.00</u>
Total completion fees	\$430.00

EXTENSION OF TIME

- III. Applicant believes no extension of time is required. However, this conditional petition is being made to provide for the opportunity that the Applicant has inadvertently overlooked the need for a petition and fee extension of time.

TOTAL FEE DUE

- IV. Total fees due: Completion fees \$300.00; Surcharge \$130.00.

TOTAL FEE DUE \$430.00

PAYMENT OF FEES

- V. Charge Account No. 08-1641 (40450-0005) in the amount of \$430.00
Please charge Account No. 08-1641 (40450-0005) for any fees that may be due by this paper.

07/14/2006 NKAYPAGH 00000044 081641 10551856

01 FC:1641 100.00 DA
02 FC:1633 200.00 DA
03 FC:1617 130.00 DA

Respectfully Submitted,


Paul Davis, Reg. No.: 29,294

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UNITED STATES PATENT AND TRADEMARK OFFICE

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www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/551,856	Fidel Realyvasquez	40450-0005 US

INTERNATIONAL APPLICATION NO.
PCT/US04/09790

I.A. FILING DATE	PRIORITY DATE
03/30/2004	03/30/2003

25213
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275 MIDDLEFIELD ROAD
MENLO PARK, CA 94025-3506

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MAY 31 2006

HELLER EHRMAN
Date Mailed: 05/25/2006

CONFIRMATION NO. 6157

371 FORMALITIES LETTER



OC000000018938675

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NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/30/2005
- Copy of the International Search Report filed on 09/30/2005
- Preliminary Amendments filed on 09/30/2005
- Information Disclosure Statements filed on 09/30/2005
- U.S. Basic National Fees filed on 09/30/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$430 for a Large Entity:

- \$130 Surcharge.

- The application search fee has not been paid. Applicant must submit \$100 to complete the search fee. 6/26/06

DOCKETED

Response to missing parts due 7/25/06
Final due 12/25/06

Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.

- The application examination fee has not been paid. Applicant must submit \$200 to complete the examination fee for a non-small entity. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/551,856	PCT/US04/09790	40450-0005 US

FORM PCT/DO/EO/905 (371 Formalities Notice)

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